

Honolulu, Hawaii

FEB 14 2019

RE: S.B. No. 1498
S.D. 1

Honorable Ronald D. Kouchi
President of the Senate
Thirtieth State Legislature
Regular Session of 2019
State of Hawaii

Sir:

Your Committee on Labor, Culture and the Arts, to which was referred S.B. No. 1498 entitled:

"A BILL FOR AN ACT RELATING TO THE HAWAII LABOR RELATIONS BOARD, "

begs leave to report as follows:

The purpose and intent of this measure is to require the Hawaii Labor Relations Board to:

- (1) Determine qualifications for grievance arbitrators and interest arbitrators; and
- (2) Review and determine the qualifications and criteria for potential arbitrators selected under certain circumstances to resolve collective bargaining impasses.

Your Committee received testimony in support of this measure from the University of Hawaii Professional Assembly; Hawaii Government Employees Association, AFSCME Local 152, AFL-CIO; and Hawaii Fire Fighters Association. Your Committee received comments on this measure from the Hawaii Labor Relations Board.

Your Committee finds that there is a clear delineation between grievance arbitrators and interest arbitrators. Due to the fundamental difference between resolving contractual disputes and determining the provisions of the contract, it is appropriate



to segregate the functions of a grievance arbitrator and an interest arbitrator, as well as to allow the Hawaii Labor Relations Board to determine qualifications for each.

Your Committee has amended this measure by inserting an effective date of January 1, 2051, to encourage further discussion.

As affirmed by the record of votes of the members of your Committee on Labor, Culture and the Arts that is attached to this report, your Committee is in accord with the intent and purpose of S.B. No. 1498, as amended herein, and recommends that it pass Second Reading in the form attached hereto as S.B. No. 1498, S.D. 1, and be referred to your Committee on Ways and Means.

Respectfully submitted on
behalf of the members of the
Committee on Labor, Culture and
the Arts,


BRIAN T. TANIGUCHI, Chair



The Senate
Thirtieth Legislature
State of Hawai'i

Record of Votes
Committee on Labor, Culture and the Arts
LCA

Bill / Resolution No.:* <div style="font-size: 1.2em; font-family: cursive;">SB 1498</div>	Committee Referral: <div style="font-size: 1.2em; font-family: cursive;">LCA, WAM</div>	Date: <div style="font-size: 1.2em; font-family: cursive;">2-7-19</div>		
<input type="checkbox"/> The Committee is reconsidering its previous decision on this measure. If so, then the previous decision was to: _____				
The Recommendation is: <div style="display: flex; justify-content: space-between; margin-top: 10px;"> <div><input type="checkbox"/> Pass, unamended 2312</div> <div><input checked="" type="checkbox"/> Pass, with amendments 2311</div> <div><input type="checkbox"/> Hold 2310</div> <div><input type="checkbox"/> Recommit 2313</div> </div>				
Members	Aye	Aye (WR)	Nay	Excused
TANIGUCHI, Brian T. (C)	✓			
IHARA, Jr., Les (VC)	✓			
CHANG, Stanley	✓			
GABBARD, Mike				✓
FEVELLA, Kurt				✓
TOTAL	<div style="font-size: 1.2em; font-family: cursive;">3 14 14</div>	<div style="font-size: 1.2em; font-family: cursive;">0</div>	<div style="font-size: 1.2em; font-family: cursive;">0</div>	<div style="font-size: 1.2em; font-family: cursive;">2</div>
Recommendation: <div style="display: flex; justify-content: space-around; margin-top: 10px;"> <input checked="" type="checkbox"/> Adopted <input type="checkbox"/> Not Adopted </div>				
Chair's or Designee's Signature: <div style="font-size: 1.5em; font-family: cursive; text-align: center;">[Signature]</div>				
Distribution: <div style="display: flex; justify-content: space-between; margin-top: 10px;"> <div>Original File with Committee Report</div> <div>Yellow Clerk's Office</div> <div>Pink Drafting Agency</div> <div>Goldenrod Committee File Copy</div> </div>				

*Only one measure per Record of Votes